



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Jeffrey Miles WILKINSON) Group Art Unit: 2682
Serial No.: 09/982,233) Examiner: Lewis G. West
Filed: October 19, 2001) Atty. Docket No.: 005288.00017
For: SELECTIVE MEDIA CAPTURE VIA)
A COMMUNICATIONS DEVICE)

E.O. 11

SUPPLEMENTAL AMENDMENT AFTER FINAL OFFICE ACTION

U.S. Patent and Trademark Office
220 20th Street S
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

In response to the Final Office Action mailed June 4, 2004, please amend the instant application as follows:

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.

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REMARKS

The Office Action of June 4, 2004 and the Advisory Action of August 26, 2004 have been carefully reviewed and these remarks are responsive thereto. By the present amendment, Applicant cancels claims 1-3, 7, 12-22, 26, 31-39, 46, 47, 50, 51, 55, 56 and 58-60, amends claims 4-6, 8-11, 23, 25, 27-30, 40-45, 48, 49, 52-54, 57 and 61, and adds new claims 62-65. Claims 4-6, 8-11, 23-25, 27-30, 40-45, 48, 49, 52-54, 57 and 61-65 remain pending upon entry of the present amendment. No new matter has been added. Reconsideration and allowance of the instant application are respectfully requested.

Claim Amendments

Claims 48 (method), 52 (content server), 53 (content server) and 57 (mobile unit) stand allowed, and have been amended to be in independent form. Applicant has added new independent claim 62 and dependent claims 63-65, directed to a computer readable medium, and similar in scope to the aforementioned allowed claims and their respective dependent claims.

Claims 4-6, 8-11, and 49 have been amended to depend from allowed independent claim 48 and to provide correct antecedent basis from claim 48.

Claims 23-25, 27-30, and 54 have been amended to depend from allowed independent claim 52 and to provide correct antecedent basis from claim 52.

Claims 40-45 and 61 have been amended to depend from allowed independent claim 57 and to provide correct antecedent basis from claim 57.

CONCLUSION

Because Applicant filed an amendment within two months of the mailing date of the final Office Action, and the Advisory Action was not mailed until August 26, 2004 (more than three months after the mailing date of the final Office Action), it is believed that no extension of time fee is required for this submission. If any extensions of time or additional fees are required or if an overpayment is made, the Commissioner is authorized to debit or credit our Deposit Account No. 19-0733, accordingly.


All rejections having been addressed, Applicant respectfully submits that the instant application is in condition for allowance, and respectfully solicits prompt notification of the same.

Respectfully submitted,

BANNER & WITCOFF, LTD.

Dated: September 27, 2004

By:



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